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APPENDIX A

Table Of Exhibits, Pleadings, And Transcripts Cited In Kansas' Reply Brief

Table 1: Exhibits Cited In Kansas' Reply Brief:

Exhibit Number	**Description**	**Page Cited In Brief**
C01	Colorado's Report in Response to Nebraska Expert Report in Support of Counterclaim and Crossclaim: Nebraska's Proposed Changes to the RRCA Accounting Procedures, Willem A. Schreüder, Ph.D (March 15, 2012)	23
C03	*Kansas v. Nebraska and Colorado*, No. 126 Original—Expert Opinion Report Prepared on Behalf of the State of Colorado, James E. Slattery, P.E. (March 15, 2012)	22
C10	Summary of the Quantitative Effect of the Five Run Proposal, Willem A. Schreüder, Ph.D (June 19, 2012)	26
J1	Final Settlement Stipulation, *Kansas v. Nebraska & Colorado*, No. 126, Orig. (December 15, 2002)	3, 8, 9, 10, 20, 21

J2	Appendix C of the Final Settlement Stipulation (as amended through August 13, 2010)	6, 9, 22
J3	Republican River Compact Administration Annual Reports (1961-2008)	5, 6, 7, 9, 12, 22, 45
J5	Final Report of the Special Master with Certificate of Adoption of RRCA Groundwater Model, *Kansas v. Nebraska & Colorado*, No. 126, Orig. (September 17, 2003)	9
J7	Arbitrator's Final Decision, Non-Binding Arbitration Pursuant to Arbitration Agreement October 23, 2008 (June 30, 2009, corrected July 13, 2009)	22, 23, 24, 27
K24	Expert Report of David W. Barfield, P.E. (November 18, 2011)	6, 7, 11, 15, 17, 45
K26	Upper Republican Natural Resources District Order No. 28, First Generation Integrated Management Plan, and Amendments to Rules and Regulations (eff. June 2, 2005)	14

K27	Rules and Regulations and the First Generation Integrated Management Plan for the Middle Republican Natural Resources District and the Nebraska Department of Natural Resources (adopted November 9, 2004; eff. January 1, 2005)	14
K28	Lower Republican Natural Resources District Ground Water Management Rules and Regulations and First Generation Integrated Management Plan (eff. June 24, 2005)	14
K44	State of Nebraska Department of Natural Resources Orders adopting First, Second, and Third Generation Upper Republican Natural Resources District Integrated Management Plans and Associated Surface Water Controls	14
K45	State of Nebraska Department of Natural Resources Orders adopting First, Second, and Third Generation Middle Republican Natural Resources District Integrated Management Plans and Associated Surface Water Controls	14

K46	State of Nebraska Department of Natural Resources Orders adopting First, Second, and Third Generation Lower Republican Natural Resources District Integrated Management Plans and Associated Surface Water Controls	14
K49	RRCA Resolution (May 16, 2008)	22
K57	Letter from Roger Patterson to Lower Republican Natural Resources District Board (April 9, 2003)	11
K58	Letter from Roger Patterson to Lower Republican Natural Resources District (November 3, 2004)	12, 13

K82	Documents related to water purchase contracts: (1) Memorandum of Agreement between Nebraska and the Frenchman Valley Irrigation District (May 10, 2006); (2) Memorandum of Agreement between Nebraska and Riverside Irrigation Company, Inc. (May 10, 2006); (3) Memorandum of Agreement between Nebraska and Bostwick Irrigation District in Nebraska (May 10, 2006); and (4) Memorandum from Ann Bleed to Jeanne Glenn (March 5, 2007)	18
N1009	Privileged and Confidential Stipulation	26

Table 2: Pleadings Cited in Kansas' Reply Brief:

Pleading	**Docket Number**	**Page Cited in the Brief**
Answer and Counterclaims of the State of Nebraska	23	25
Answer of the State of Colorado to the State of Nebraska's Counterclaim	39	25
Answer and Amended Counterclaims and Cross-Claim of the State of Nebraska	58	25

Answer of the State of Colorado to the State of Nebraska's Amended Counterclaims and Cross-Claim	69	25

Table 3: Transcripts Cited in Kansas' Reply Brief:

Transcript	**Citation**	**Page Cited in the Brief**
Transcript of Proceedings before Hon. William J. Kayatta, Jr. (August 13 to August 23, 2012)	Tr.	3, 5, 11, 13, 14, 15, 16, 17, 18, 19, 22, 26, 27, 29, 40, 47
Transcript of Status Conference Hearing before Hon. William J. Kayatta, Jr. (July 18, 2011)	Dkt. 135 Tr.	25

APPENDIX B

Record Of Nebraska Compact Allocation And Use Of The Republican River

(Reprinted from K24 at KS764-KS765)

[*Fold-Out Exhibit, see next page*]

Record of Nebraska Compact Allocation and Use of the Republican River

Year	Allocation	Computed Beneficial Consumptive Use (CBCU)	Imported Water Supply Credit (IWS)	Allocation - CBCU + IWS	5-year Totals	2-year Totals (when water short year criteria were met)
1959	266,080	216,710		49,370		
1960	459,180	204,810		254,370		
1961	280,270	205,210		75,060		
1962	414,310	135,710		278,600		
1963	303,200	252,950		50,250	707,650	
1964	257,430	246,240		11,190	669,470	
1965	266,140	161,430		104,710	519,810	115,900
1966	397,080	212,470		184,610	629,360	
1967	384,690	192,780		191,910	542,670	
1968	269,740	277,170		(7,430)	484,990	
1969	293,140	220,110		73,030	546,830	
1970	273,860	284,560		(10,700)	431,420	
1971	265,460	253,520		11,940	258,750	
1972	267,910	257,790		10,120	76,960	22,060
1973	333,970	244,560		89,410	173,800	
1974	374,510	315,050		59,460	160,230	
1975	346,500	312,630		33,870	204,800	
1976	293,150	390,690		(97,540)	95,320	
1977	331,670	301,910		29,760	114,960	(67,780)
1978	332,940	394,920		(61,980)	(36,430)	(32,220)
1979	304,730	243,460		61,270	(34,620)	(710)
1980	286,220	303,080		(16,860)	(85,350)	
1981	259,390	174,500		84,890	97,080	68,030
1982	342,860	233,080		109,780	177,100	
1983	337,620	248,130		89,490	328,570	
1984	399,940	266,910		133,030	400,330	
1985	307,510	257,130		50,380	467,670	
1986	298,660	311,090		(12,430)	370,250	
1987	362,140	275,680		86,460	346,930	
1988	270,290	263,630		6,660	264,100	
1989	258,660	296,060		(37,400)	93,670	(30,740)
1990	266,368	299,070		(32,702)	10,588	(70,102)
1991	210,960	263,220		(52,260)	(29,242)	(84,962)
1992	260,670	234,300		26,370	(89,332)	(25,890)
1993	512,950	105,970		406,980	310,988	
1994	333,539	309,800		23,739	372,127	
1995	332,550	295,880	17,902	54,572	459,401	
1996	377,300	278,900	24,394	122,794	634,455	

1997	337,700	315,680	16,434	38,454	646,539	
1998	315,410	297,750	17,677	35,337	274,896	
1999	299,050	302,890	18,444	14,604	265,761	
2000	291,920	296,530	18,656	14,046	225,235	
2001	299,380	292,320	18,242	25,302	127,743	
2002	236,550	265,910	13,996	(15,364)	73,925	9,938
2003	227,580	262,780	9,780	(25,420)	13,168	(40,784)
2004	205,630	252,650	10,380	(36,640)	(38,076)	(62,060)
2005	198,940	252,690	11,965	(41,785)	(93,907)	(78,425)
2006	187,360	236,670	12,214	(37,096)	(156,305)	(78,881)
2007	244,380	242,830	21,933	23,483	(117,458)	(13,613)

Sources: For 1959 - 1994, from Column C, Table 2C, "co ne tables.xls"

For 1995 - 2007, RRCA Accounting Spreadsheets as listed in sheet "sources_1995-2007" in "NE compliance 1959-2007.xls"

Notes: 2-year Water Short Year test and 5-year compliance requirements implemented by the Final Settlement Stipulation (2003)

2006 and 2007 accounting values are in dispute